

JOHN F. COOK
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSIE BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

AGENDA FOR REGULAR COUNCIL MEETING

June 26, 2012
COUNCIL CHAMBERS, CITY HALL
8:30 a.m.

AND

LEGISLATIVE REVIEW MEETING OF THE WHOLE
10th FLOOR CONFERENCE ROOM
June 25, 2012
9:00 a.m.

NOTICE: At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.

PLEASE NOTE: If items are scheduled for the Executive Session, the Council will move to Executive Session at 12:00 p.m. (noon) for the consideration of those items, or will hear the items at the end of the agenda or as determined by the Presiding Officer, whichever occurs first.

ROLL CALL

INVOCATION by Police Chaplain Lisle Davis

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

1. INDEPENDENTS' WEEK
2. OLYMPIC DAY
3. SUN CITY "ALL AIRBORNE" FIESTA VI WEEK

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

NOTICE

Requests to speak must be received by **8:30 a.m.** on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA**1. APPROVAL OF MINUTES:**

Approval of Minutes for the Regular City Council Meeting of June 19, 2012.

[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**3. RESOLUTIONS:**

- 3A.** That the City Manager be authorized to sign a Fourth Amendment to Industrial Site Lease by and between the City of El Paso ("Lessor") and 8201 Lockheed, L.P. ("Lessee") to add two options to extend the term of the lease; to amend the permitted uses allowed under the lease, and to revise the provisions to allow for a readjustment of ground rental if an option to extend the lease term is exercised and to include updated indemnification language for the following described property: All of Lots 7, 12, 13, 14, 15 and 16, Block 9, El Paso International Airport Tracts Unit 7, an addition to the City of El Paso, El Paso County, Texas, consisting of approximately 198,037 square feet of land and municipally known and numbered as 8201 Lockheed, El Paso, Texas. **(District 3)**

[Airport, Monica Lombrana, (915) 780-4724]

POSTPONED FROM 06-12-12

- 3B.** That City Manager be authorized to sign a renewal subscription agreement, an order form, and all related materials by and between the **CITY OF EL PASO** and **WEST** for the provision of legal research products, including both Internet and print resources. The renewal subscription agreement shall be for a period of three years, and shall include updates and continuing services for all Internet and print materials.

Department:

City Attorney

Award to:

West Publishing Corporation

Eagan, MN 55123

Annual Estimated Amount:

Year 1: \$ 61,957.66

Year 2: \$ 63,669.34

	Year 3: \$ 65,466.10
Total Estimated Award:	\$191,093.10 (3 Years)
Account No.:	04102011 – 508039 – 27504 – P540010LEG
Funding Source:	City Attorney – Library Books – Capital Outlay
Sole Source No.:	2012-265
Districts:	All

This is a sole source, requirements contract.

[City Attorney's Office, Sylvia B. Firth, (915) 541-4550]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 3C.** A Resolution that Townsquare Live Events, LLC and Bel Air Optimist Club be authorized to provide for the sale and service of alcoholic beverages at the Downtown Street Festival in the closed portions of City rights-of-way on Santa Fe Street between Franklin Avenue and San Antonio Street, Sheldon Court between El Paso Street and Santa Fe Street, Main Street between El Paso Street and Santa Fe Street from 6:00 p.m. Friday, June 29, 2012 to 2:00 a.m. Saturday, June 30, 2012 and from 6:00 p.m. Saturday, June 30, 2012 to 2:00 a.m. Sunday, July 1, 2012 (NESV12-00001). **(District 8)**
[City Development, Mirian Spencer, (915) 541-4056]
- 3D.** A Resolution that the sale and service of alcoholic beverages by Kirby Productions, LLC at the outdoor patio cafe located within portions of City right-of-way adjacent to 201 North Stanton Street, El Paso, Texas, is a permissible activity (NESV12-00013) **(District 8)** [City Development, Mirian Spencer, (915) 541-4056]
- 3E.** A Resolution to authorize the City Manager to execute a lease with La Posada Home, Inc. to continue to provide transitional housing for homeless families with children at 1926-1930 Bassett Avenue. **(All Districts)**
[City Development, Mathew McElroy, (915) 541-4897]
[City Development, Jane Tomchik, (915) 541-4897]
- 3F.** That the City Manager be authorized to sign the Second Amendment to the Agreement for Professional Services by and between the City of El Paso and Lockwood, Andrews & Newnam, Inc., a Texas Corporation, for a project known as "Mesa Corridor Rapid Transit System (Mesa Corridor RTS)" to add the additional design services, surveys and evaluations in the amount of \$228,524, thereby extending the contract amount from \$1,492,292.52 to \$1,720,816.52 and extending the contract time from 225 calendar days to 303 calendar days. **(Districts 1 and 8)**
[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]
- 3G.** That the City Manager be authorized to sign Amendment 4 of the Local Air Program Grant Contract No. 582-10-90258 (the "Amendment") by and between the City of El Paso and the Texas Commission on Environmental Quality ("TCEQ"), in the amount \$317,863 to allow for services to continue for the period of September 1, 2012 through August 31, 2013, to conduct compliance investigations on behalf of TCEQ at permitted air sources including, but not limited to, gasoline stations, paint shops, auto body shops and cabinet shops. City matching funds are required in the amount of \$156,559. The City Manager is authorized to approve necessary budget transfers to designate the required matching funds. **(All Districts)** [Environmental Services, Ellen A. Smyth, (915) 621-6719]

- 3H.** That City Council ratifies Texas Health and Human Services Commission ("HHSC") Contract No. 529-11-0001-00024 for the Information & Referral Services Program, including all past amendments to that contract, to allow the City to provide social services community resource information to the public through the 2-1-1 program; and,

That the City Manager be authorized to sign and submit Amendment Three to HHSC Contract No. 529-11-0001-00024 for the Information & Referral Services Program, to add \$875.47 to the total contract amount not to exceed \$425,753.51 for additional services provided in reference to the Texas Department of Agriculture (TDA) Summer Nutrition Program calls received in the El Paso region and data reports that the City is required to submit to HHSC weekly, with the amended terms ending on August 31, 2012, **(All Districts)**
[Health, Michael Hill, (915) 771-5702]

- 3I.** That the City Manager be authorized to sign a Service Agreement by and between the City of El Paso ("CITY") and Vicki Scuri, for the amount of \$283,000 to assist with the final design, construction documents and construction oversight and management for the IH-10 and Airway interchange portion of the IH-10 Corridor Aesthetic Improvement Project identified in the 2008 Comprehensive Mobility Plan in collaboration with the Camino Real Regional Mobility Authority ("CRRMA") and TxDOT, costs to be covered according to the Interlocal Agreement between the City and the CRRMA entered on November 11, 2010. **(All Districts)** [Museums and Cultural Affairs, Sean McGlynn, (915) 541-4896]

4. BOARD APPOINTMENTS:

- 4A.** Richard Behrenhausen to the Greater El Paso Civic, Convention and Tourism Advisory Board by Representative Ann Morgan Lilly, District 1.
[Representative Ann Morgan Lilly, (915) 541-4886]
- 4B.** Juan Godinez to the Tax Increment Reinvestment Zone Number 6 Board of Directors by Representative Emma Acosta, District 3.
[Representative Emma Acosta, (915) 541-4515]

5. NOTICE OF CAMPAIGN CONTRIBUTIONS:

For notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contribution by Mayor John F. Cook in the amount of \$100 from Patrick Abel; \$100 from Rose Acevedo; \$100 from Judith Ackerman; \$500 from Ralph Adame; \$150 from Carlos Aguilar; \$50 from Louise Allin; \$100 from Robert Anders; \$100 from Kumi Barcena; \$100 from Woody Bare; \$100 from Richard Baron; \$100 from Cynthia Bilbe; \$100 from Kelly Blough; \$25 from Mary Boesen; \$100 from Robert Brewer; \$1,000 from Joseph and Phyllis Calcaterra; \$30 from Sybille Campbell; \$50 from Lisa Candelaria; \$50 from Daniel Carreon; \$40 from Ed Chambless; \$50 from Robert Clark; \$300 from Veronica Cook; \$600 from Tram Cook; \$100 from Nieves and Alberto Corona; \$100 from Bryan Crowe; \$400 from Mike Dipp; \$10 from Karly Dreher; \$50 from Thomas Dzurko; \$25 from Scott Edmunds; \$100 from Ellen Eyberg; \$100 from Ildefonso and Estelita Faeldog; \$20 from Terri Flickinger; \$300 from Richard Ford; \$50 from Marcia Fountain; \$50 from Chris Frias; \$50 from Angelica Garcia; \$125 from Roy Gilyard; \$100 from Sid Glandon; \$100 from Elsa Gomez; \$200 from Sonja Goreham; \$50 from James Graham; \$10 from Patricia Greenfield; \$100 from Felipe Gutierrez; \$30 from Jeanne Hendrix; \$50 Carl Howard; \$150 from Gary Ivory; \$500 from Stanley Jobe; \$1,000 from Travis Johnson; \$20 from Peggy Kingman; \$100 from David Kruzich; \$15 from Armando Landin; \$200 from Jeremy Lane; \$500 from Elizabeth Leal; \$50 from Robert Lingle;

\$50 from Joan Lopez; \$310 from Joseph Lorkowski; \$100 from Peter Love; \$50 from Tyrone Mansfield; \$100 from Marisa Marquez; \$110 from Richard Mattersdorff; \$10 from Elvia Maynez; \$150 from Matthew McElroy; \$50 from Esequiel Meza, Jr.; \$50 from Robert Minnie; \$10 from Robert Montes; \$25 from Mark and Susana Moore; \$100 from John Neal; \$100 from Jose Nevarez; \$100 from Robert Niland; \$50 from Tom Olsen; \$250 from Melissa O'Rourke; \$500 from Refugio and Edna Partida; \$50 from Roland Perez; \$200 from Edward Ralko; \$50 from Dusty Rhodes; \$10 from Jack Richmond; \$100 from Roberto Rico; \$100 from Ed Roden-Lucero; \$40 from Steven Roehling; \$25 from Vaughn Roney; \$300 from Noel Rosenbaum; \$50 from John and Constance Russell/Crawford; \$100 from Sally Ponzio; \$50 from Everett Saucedo; \$100 from Ruben Schaeffer; \$100 from Kitty Schild; \$20 from William Schlesinger; \$250 from Stuart Schwartz; \$500 from William Smallwood; \$100 from Elba-Maria Stell; \$50 from Lee Sterne; \$25 from Annette Stone; \$30 from Todd Stuart; \$1,000 from Richard Teschner; \$20 from Roxanne Varela; \$100 David Veloz; \$100 from Gabriel Videla; \$200 from Richard Vorba; \$35 from Rick Wadley; \$100 from Barbara Walker; \$50 from Barbara Walker; \$20 from Cynthia Zamora; and \$1,000 from El Pasoans for Equality PAC [Mayor John F. Cook, (915) 541-4145]

6. DONATION:

For Notation: Accept the donation of \$1,500 from Castro Enterprises for Movies at the Vista Del Valle Park. **(District 3)** [Representative Emma Acosta, (915) 541-4515]

7. APPLICATIONS FOR TAX REFUNDS:

That the tax refunds listed on the attachment posted with this agenda be approved.
(See Attachment A) **(All Districts)** [Tax Office, Juan Sandoval, (915) 541-4369]

8. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.:

- 8A.** Request rejection of the two bids received for Solicitation No. 2012-164, (ARFF Safety Equipment – Emergency Triage Shelters) as recommended by Financial Services Department – Purchasing Division and the Department of Aviation because the bids cited multiple exceptions to the bid specifications, therefore the bids were non-responsive. A new solicitation will be issued.

Department: Aviation

Districts: All

[Aviation, Monica Lombrana, (915) 780-4793]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 8B.** Request that the Engineering and Construction Management Department be authorized to issue a purchase order to Musco Sports Lighting, a contractor under the Texas Buy Board Purchasing Cooperative, Contract No. 346-10 for Control Link installation at Blackie Cheshier Park, Marty Robbins Park, Galatzan Park, and Irwin Lambka Park. Total estimated expenditures are \$96,395.

Department: Parks and Recreation

Award to: Musco Sports Lighting

Base Bid: \$96,395

Total Estimated Completion: \$96,395

Funding Source: FY2012 and 2013 Certificates of Obligation

Districts: 1, 6 and 8

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

This is a Texas Buy Board contract that includes procurement and installation.
(Districts 1, 6 and 8) [Parks and Recreation, Nanette L. Smejkal, (915) 541-4283]

- 8C.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to exercise the City's option to extend current Contract 2009-163 (Security Guard Services for City Municipal Building) with Ruiz Protective Service, Inc. for two additional years pursuant to the provisions of an award approved by the City Council on October 6, 2009. The extended contract period will be from October 7, 2012 to October 6, 2014.

Department: General Services
Award to: Ruiz Protective Service, Inc.
El Paso, TX
Option: One [of One]
Annual Estimated Amount: \$195,070
Total Estimated Amount: \$390,140 (2 years)
Account No.: 31010327 – 502212 – 01101
Funding Source: General Services – General Fund
Districts: All

This is a Best Value, service contract
[General Services, Stuart Ed, (915) 621-6822]
[Financial Services, Bruce D. Collins, (915) 541-4313]

- 8D.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Toter Incorporated, a contractor under Houston-Galveston Area Council (HGAC) Contract No. GC01-11 (Refuse & Recycling Containers & Lifters), for 96 Gallon EVR II Universal Nestable Container. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Houston-Galveston Area Council (HGAC) was approved by Mayor and City Council on May 8, 2007.

Department: Environmental Services and Code Enforcement
Award to: Toter Incorporated
Statesville, NC
Total Award: \$456,875 (for 10,000 units)
Account No.: 34010289 – 508009 – 40499 - PSWM0010
Funding Source: Environmental Services – Furniture and Fixtures
Reference No.: 2012-264
Districts: All

This is a Cooperative, unit price contract.
[Environmental Services and Code Enforcement, Ellen Smyth (915) 621-6700]
[Financial Services, Bruce D. Collins, (915) 541-4313]

- 8E.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Physio-Control, Inc, the sole source provider for LIFEPAK Defibrillator/monitor products for the purchase of cardiac monitoring and defibrillation supplies in the estimated amount of \$200,000 for the El Paso Fire Department.

Department: Fire
Award to: Physio-Control, Inc.

Redmond, WA
 Total Estimated Amount: \$200,000
 Account No.: 22010320 – 503112 – 01101
 Funding Source: General Fund
 Sole Source No.: 2012-266
Districts: All

This is a Sole Source, unit-price contract.

[Fire, Terry Kebschull, (915) 771-1068]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 8F.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Moore Medical, LLC, a contractor under Texas Association of School Boards (TASB BuyBoard) Contract No. 363-10 (Public Safety & Fire House Supplies & Equipment), for medical supplies. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Texas Association of School Boards (TASB BuyBoard) was approved by Mayor and City Council on August 21, 2007.

Department: Fire
 Award to: Moore Medical, LLC
 Farmington, CT
 Total Estimated Award: \$150,000
 Account No.: 22010320 – 503112 – 01101
 Funding Source: General Fund – Clinical /Medical Supplies
 Reference No.: 2012-267
Districts: All

This is a Cooperative, unit price contract.

[Fire, Terry Kebschull, (915) 771-1068]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 8G.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Siddons-Martin Emergency Group LLC, the sole source provider of Pierce proprietary parts and service, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department: Fire
 Award to: Siddons-Martin Emergency Group LLC
 Houston, TX
 Total Estimated Amount: \$200,000
 Account No.: 22010320 – 503118 – 01101
 Funding Source: General Fund – Vehicle Maintenance Supplies
 Sole Source No.: 2012-268
Districts: All

This is a Sole Source, unit price contract.

[Fire, Terry Kebschull, (915) 771-1068]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 8H.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to the El Paso County Hospital District dba

University Medical Center of El Paso (UMCEP) to purchase medical supplies and pharmaceutical drugs in conjunction with the ongoing Interlocal Agreement/Resolution between the City of El Paso and the El Paso County Hospital District approved by City Council on April 25, 1989.

Department: Fire
Award to: El Paso County Hospital District dba
University Medical Center of El Paso (UMCEP)
El Paso, TX
Total Estimated Amount: \$150,000
Account No.: 22010320 – 503112 – 01100
Funding Source: General Fund – Clinical Medical Supplies
Reference No.: 2000-153
Districts: **All**
[Fire, Terry Kebschull, (915) 771-1076]
[Financial Services, Bruce D. Collins, (915) 541-4313]

9. REQUEST FOR PROPOSAL:

The award of Solicitation No. 2012-207R (Specific Accela Configuration Services Expertise - Animal Services) to TruePoint Solutions, Inc. for a total award of \$132,000.

Department: Environmental Services and Code Enforcement
Award to: TruePoint Solutions, Inc.
Loomis, CA
Items: All
Option: None
Total Award: \$132,000
Account No.: 34010281 – 502202 – 40403
Funding Source: Environmental Services – Data Process Services
Contract
Districts: **All**

This is an RFP, service contract.

The Financial Services - Purchasing Division and Environmental Services and Code Enforcement recommend award as indicated to TruePoint Solutions, Inc., the sole proposer for this procurement.

[Environmental Services and Code Enforcement, Ellen A. Smyth, (915) 621-6700]
[Financial Services, Bruce D. Collins, (915) 541-4313]

10. BIDS:

10A. The award of Solicitation No. 2012-149 (Crack Seal Material) to Crafcot Texas, Inc. for a total estimated award of \$324,000.

Department: Department of Transportation
Award to: Crafcot Texas, Inc.
San Antonio, TX
Items: All
Term: 3 years
Option: None
Annual Estimated Award: \$108,000
Total Estimated Award: \$324,000 (3 Years)
Account No.: 32010200 – 503203 – 01101

Funding Source: General Fund - Public Access Maintenance & Repairs

Districts: All

This is a low bid, unit price contract.

The Financial Services - Purchasing Division and Department of Transportation recommends award as indicated to Crafcot Texas, Inc., the lowest responsive, responsible bidder.

[Department of Transportation, Daryl W. Cole, (915) 621-6750]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 10B.** The award of Solicitation No. 2012-179 for Facility Rehabilitation Roof Re-Coating W. W. Cowan Recreation Center (Shawver Pool) to Basic IDIQ, Inc. for an estimated total amount of \$46,498.96. Basic IDIQ, Inc has provided the highest ranked proposal (96.7).

Department: Engineering and Construction Management

Award to: Basic IDIQ, Inc.

Base Bid: \$46,498.96

Total Estimated Completion: \$46,498.96

Funding Source: 2006 Certificates of Obligation

Districts: 7

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a unit price contract. The Engineering and Construction Management Department recommends award to the offeror who submitted the highest ranked proposal. [Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

- 10C.** The award of Solicitation No. 2012-203 for the Tula Irrobali Park Playground Improvements project to Sunlight Enterprises Co., Inc. for a total estimated amount of \$147,602.

Department: Engineering and Construction Management

Award to: Sunlight Enterprises Co. LLC

Base Bid: \$147,602

Total Estimated Completion: \$147,602

Funding Source: Community Development Block Grant

District: 8

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law.

This is a low bid, lump sum contract. The Engineering and Construction Management Department recommends award as indicated to the lowest responsible bidder.

[Engineering and Construction Management, R. Alan Shubert, (915)541-4423]

REGULAR AGENDA - INTRODUCTIONS

11. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

Public comment typically is not taken during the introduction of ordinances.

Public comments are invited at the date of the scheduled public hearing.

- 11A.** An Ordinance repealing Ordinance No. 017708 dated January 17, 2012 which granted a special privilege license to Mary Stillinger and Enriqueta Godinez, permitting the maintenance and repair of a 2,199 square foot portion of an existing masonry wall with wrought iron fencing within portions of City right-of-way on Farrell Drive between Cindy Drive and Kathy Drive and Kathy Drive between Stevens Road and Farrell Drive adjacent to the property legally described as Lots 15 and 16, Richard Lee Subdivision, City of El Paso, El Paso County, Texas, thereby terminating the special privilege license (SPL11-00040). **(District 6)** [City Development, Mirian Spencer, (915) 541-4056]
- 11B.** An Ordinance vacating a portion of an 18' alley out of Block 47, Bassett Addition, City of El Paso, El Paso County, Texas. Applicant: El Paso Water Utilities. SUB10-00307 **(District 8)** [City Development, Justin Bass, (915) 541-4930]

PUBLIC HEARING WILL BE HELD ON JULY 3, 2012, FOR ITEMS 11A – 11B

- 11C.** An Ordinance changing the zoning of the following real property known as: Parcel 1: Portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, City of El Paso, El Paso County, Texas, from C-2/c (Commercial/condition) to A-O/c (Apartment-Office/condition); and Parcel 2: Portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, City of El Paso, El Paso County, Texas, from PR-I (Planned Residential I) to A-O (Apartment-Office), the penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: Rich Beem Boulevard at Eastbrook Drive. Property Owner: Tropicana Development, Inc. PZRZ12-00007 **(District 5)** [City Development, Esther Guerrero, (915) 541-4720]
- 11D.** An Ordinance releasing all conditions placed on property by Ordinance No. 016385 which changed the zoning of a portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: Rich Beem Boulevard at Eastbrook Drive. Property Owner: Tropicana Development, Inc. PZCR12-00004 **(District 5)** [City Development, Esther Guerrero, (915) 541-4720]

PUBLIC HEARING WILL BE HELD ON JULY 17, 2012, FOR ITEMS 11C –11D

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 8:30 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso

City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Thursday, 7:00 a.m. to 6:00 p.m.

REGULAR AGENDA – OTHER BUSINESS

12. CITY MANAGER:

1. Discussion and action on a presentation of the Downtown Sports Complex Study as developed by Urban Design+. **(All Districts)**
[Financial Services, Carmen Arrieta-Candelaria, (915) 541-4292]
2. Discussion and action on a presentation of the financial impacts of a downtown stadium. **(All Districts)** [Financial Services, Carmen Arrieta-Candelaria, (915) 541-4292]
3. Discussion and action on a Resolution that the City Manager be authorized to sign the Term Sheet as agreed upon by the City of El Paso and Mountain Star Sports Group, LLC, in order to signal the creation of the public/private partnership and the intent of the City Council to construct a public sports facility ("Ballpark") in the event the investors are able to purchase a Triple-A Minor League Baseball Franchise and relocate it to El Paso; that the City Council intends to locate the Ballpark on the site currently occupied by City Hall, Insights Museum, the Community Garden and the supporting parking area fronting on Franklin Street and authorizes the City Manager to take measures to complete the planning for the redevelopment of such site and to take steps to make the site available for the construction, including termination of leasehold interests, and to move forward to formulate long term and short term execution plans for the relocation of City operations from the City Hall site to other locations in the downtown area for the construction of the Ballpark; that the City Manager be authorized to proceed with proposed financing plan to include the possible use of (i) a venue hotel occupancy tax if approved by the voters at a duly-called election; (ii) lease revenue bonds issued by a local government corporation formed by the City; and/or (iii) other debt obligations issued by or on behalf of the City for the construction and development of the Ballpark; and that the City Manager or her designee be authorized to negotiate a contract containing the terms and conditions set forth in the Term Sheet for the construction and future operations and maintenance of the Ballpark and to present it to City Council for consideration upon completion of the negotiations. **(All Districts)**
[Financial Services, Carmen Arrieta-Candelaria, (915) 541-4292]
4. Discussion and action on a Resolution providing for the planning, acquisition, establishment, development and construction of a sports and community venue project and designating the method of financing the project pursuant to Chapter 334 of the Local Government Code. **(All Districts)**
[Financial Services, Carmen Arrieta-Candelaria, (915) 541-4292]

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

13. ENGINEERING AND CONSTRUCTION MANAGEMENT:

- 13A. Discussion and action that the City Council authorizes the City Manager to enter into a contract for minor construction, repair, rehabilitation or alteration of city owned facilities with Basic IDIQ, Inc., a Texas Corporation, in the amount not to exceed \$750,000 over a one year period. This is a "job order contract" as allowed pursuant to Texas Local Government Code Section 271.120. Basic

IDIQ, Inc. competitively bid for job order contracting services and was selected by the Harris County Department of Education. The Contractor is entitled to perform only the work issued by individual project work orders. **(All Districts)**
[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

- 13B.** Discussion and action to award bid 2012-213R (Equipment for New Facility Mass Transit Department) to El Paso Automated Office & Industrial Systems, Global Finishing Solutions, LLC, Mesa Equipment, Ross & White Company, for an estimated award of \$3,014,236.80

Award to Vendor 1:	El Paso Automated Office & Industrial Systems Base Bid 1, 2, 3, 4, 5, 7, 9, 10, 11, 12
Option:	To purchase 100% of the original contract quantities at the same unit price if the option is exercised within 30 days from the date of award of the contract.
Estimated Award:	\$1,959,548.80
Award to Vendor 2:	Global Finishing Solutions, LLC
Item(s)	Base Bid 14
Option:	To purchase 100% of the original contract quantities at the same unit price if the option is exercised within 60 or 90 days from the date of award of the contract.
Estimated Award:	\$474,000
Award to Vendor 3:	Mesa Equipment
Item(s)	Base Bid 13
Option:	To purchase 100% of the original contract quantities at the same unit price if the option is exercised within 60 days from the date of award of the contract.
Estimated Award:	\$82,950
Award to Vendor 4:	Ross & White Company
Item	Base Bid 6
Option:	To purchase 100% of the original contract quantities at the same unit price if the option is exercised within 60 days from the date of award of the contract.
Estimated Award:	\$497,738
Total Estimated Award:	\$3,014,236.80
Account No.:	14400100 - 508004 – 27265- PCP09MT008
Funding Source:	FY 2009 Certificates of Obligation
District:	2

This is a low bid, unit price contract.

The Engineering and Construction Management Department recommend award as indicated to El Paso Automated Office & Industrial Systems, Global Finishing Solutions, LLC, Mesa Equipment, and Ross & White Company, the lowest, responsive, responsible bidders.

[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4431]
[Sun Metro, Jay Banasiak, (915) 534-5810]

14. GENERAL SERVICES:

Discussion and action on the request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Wagner Equipment Co., the sole source provider for the purchase of Caterpillar Genuine Parts, Product, Support Service and Maintenance, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department:	General Services
Award to:	Wagner Equipment Co. El Paso, TX
Annual Estimated Amount:	\$230,000
Total Estimated Award:	\$690,000 (3 Years)
Account Nos.:	37370510 – 503121 – 45202 37370510 – 503125 – 45202
Funding Source:	General Services – Internal Service Fund
Sole Source No.:	2012-262
Districts:	All

This is a Sole Source, supplies contract.
[General Services, Stuart Ed, (915) 621-6822]
[Financial Services, Bruce D. Collins, (915) 541-4313]

15. INTERNATIONAL BRIDGES:

Discussion and action on the award of Solicitation No. 2012-193 (Single Space Parking Meters) to IPS, Group, Inc. for an initial term estimated award of \$1,708,080.

Department:	International Bridges
Award to:	IPS Group, Inc. San Diego, CA
Items:	All
Initial Term:	5 Years
Option:	None
Annual Estimated Award:	\$1,032,720 First Year, then \$ 168,840 each for Years 2, 3, 4 and 5
Initial Term Estimated Award:	\$1,708,080 (5 Years)
Total Estimated Award:	\$1,708,080 (5 Years)
Account No.:	Internal Financing through the Bridges Enterprise Fund
Funding Source:	Internal Financing through the Bridges Enterprise Fund
Districts:	All

This is a low bid, service contract.

That the City Council authorizes the City Manager to execute any and all documents related to this transaction, and make any necessary budget transfers necessary to implement this project. The costs will be capitalized and payment budgeted annually from parking meter revenues over a period not to exceed the life of the assets.

The Financial Services - Purchasing Division and International Bridges recommend award as indicated to IPS Group, Inc., the lowest responsive, responsible bidder, and that Duncan Parking Technologies, Inc. be disqualified as non-responsive.

[International Bridges, Said Larbi-Cherif, (915) 533-7428]
[Financial Services, Bruce D. Collins, (915) 541-4313]

16. LIBRARIES:

Discussion and action on the request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Sirsi Corporation dba SirsiDynix, the sole source provider for integrated library services system software upgrades, training and annual maintenance, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department:	Libraries
Award to:	Sirsi Corporation dba SirsiDynix Huntsville, AL
Annual Estimated Amount:	\$143,089.36 (Year 1) \$ 83,731.00 (Year 2) \$ 86,242.93 (Year 3) \$ 88,830.22 (Year 4) \$ 91,495.12 (Year 5) \$ 94,239.98 (Year 6) \$ 97,067.18 (Year 7)
Total Estimated Award:	\$684,695.79 (7 Years)
Funding Source:	2012-2013 Certificates of Obligation CIP Plan (1st Year) General Fund (Years 2 thru7)
Account Nos.:	14400500 – 508010 – 27051 - PCP12IT08 (1st Year) 39010351 – 502202 – 01101 (Years 2 thru 7)
Sole Source No.:	2012-229
Districts:	All

This is a Sole Source, supply and service contract.

[Libraries, Dionne L. Mack, (915) 541-5413]

[Financial Services, Bruce D. Collins, (915) 541-4313]

17. POLICE:

Discussion and action on the award of Solicitation No. 2012-198 (Lease of Unmarked Police Vehicles) to Enterprise Holdings, Inc. dba EAN Holdings, LLC for a total estimated award of \$1,500,000 (3 Years).

Department:	Police
Award to:	Enterprise Holdings, Inc. dba EAN Holdings, LLC El Paso, TX
Items:	Group I: Automobiles, Items 2 and 3 Group II: Trucks, Item 1 thru 4 Group III: Vans, Item 1 Group IV: Special Purpose Vehicles, Items 1 thru 4 Optional Equipment: Items 1 thru 5 Miscellaneous: Items 1 and 2
Term:	3 Years
Option:	None
Annual Estimated Award:	\$ 500,000
Total Estimated Award:	\$1,500,000 (3 Years)
Account Nos.:	21150040 – 502408 – 05446 – G12SW0007A55 21150040 – 502408 – 05447 – G12SW0007A56 21150040 – 502408 – 05448 – G12SW0007A57

21150040 – 502408 – 05449 – G12SW0007A58
 21150040 – 502408 – 05450 – G12SW0007A59
 21150040 – 502408 – 05451 – G12SW0007A60
 21150002 – 502408 – 05948 – G211202
 Funding Source: High Intensity Drug Trafficking Area (HIDTA) and
 Auto Burglary and Theft Prevention Authority
 (ABTPA) Grant
 Districts: All

This is a low bid, unit price contract.

The Financial Services - Purchasing Division and El Paso Police Department recommend award as indicated to Enterprise Holdings, Inc., dba EAN Holdings, LLC, the lowest responsive, responsible bidder.

[Police, Robert Feidner, (915) 564-7309]

[Financial Services, Bruce D. Collins, (915) 541-4313]

REGULAR AGENDA – PUBLIC HEARINGS

18. PLANNING AND ECONOMIC DEVELOPMENT:

An Ordinance granting Special Permit No. PZST11-00013, to allow for infill development with reduced lot width on the property described as all of Lots 21 and 20 Except the Westerly 3 Feet of 20, Block 73D, Logan Heights Addition First Revised Plat, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 3604 Keltner Avenue. Property Owner: Stone Nest LLC. PZST11-00013
(District 2) [Planning and Economic Development, Andrew Salloum, (915) 541-4633]

POSTPONED FROM 3-6-12 AND 4-3-12 AND 5-1-12 AND 05-29-12

REGULAR AGENDA – OTHER BUSINESS

19. CITY DEVELOPMENT:

Discussion and action that the City initiate an application to name the Raynolds Street overpass (located south of Durazno and north of Alameda Avenue) as “Regent Francis Overpass” and that the City provide funding for the application to be processed.

(District 3) [City Development, Kimberly Forsyth, (915) 541-4668]

POSTPONED FROM 6-19-12

20. FINANCIAL SERVICES/ENGINEERING AND CONSTRUCTION MANAGEMENT:

A. Discussion and action on a resolution to amend the City’s Debt Management Policy to revise Section 5.2 regarding the use of certificates of obligation.

(All Districts) [Financial Services Carmen Arrieta-Candelaria, (915) 541-4292]

B. That the El Paso City Council approves the City of El Paso Street Infrastructure Capital Plan for FY 2013- FY 2019 to add capital projects totaling \$218,400,000.00 to include capital projects identified by fiscal year and authorizes the use of Certificates of Obligation as the source for the Plan pursuant to the City’s Debt Management Policy; authorizes the City Manager, subject to annual budgeting requirements, to establish the funding sources for the capital plan enumerated in the “Capital Program” for Fiscal Years 2013 through 2019 and make all necessary budget transfers at the appropriate times for execution of the capital projects; and directs the City Manager to pursue the actions and execute documents necessary

to implement the project, subject to annual budgeting requirements and final Council approvals. **(All Districts)**

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

21. MAYOR AND COUNCIL:

21A. Discussion and action to remove the fence around the playground equipment that is adjacent to Pavo Real Recreation Center. **(District 6)**

[Representative Eddie Holguin, Jr., (915) 541-4178]

21B. Discussion and action concerning the date for the next City of El Paso Charter Election. **(All Districts)** [Representative Steve Ortega, (915) 541-4124]

22. CITY MANAGER:

Discussion and action on the Quarterly Update on Activities from El Paso Electric Company. EPE Representatives. **(All Districts)** [City Manager, Joyce Wilson, (915) 541-4107]

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES
Section 551.087	DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

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<http://www.elpasotexas.gov/>